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Attorneys for Plaintiff  
16 UNITED STATES OF AMERICA

17 UNITED STATES DISTRICT COURT

18 FOR THE CENTRAL DISTRICT OF CALIFORNIA

19 UNITED STATES OF AMERICA,

20 Plaintiff,

21 v.

22 ARLAN WESLEY HARRELL, et al.,

23 Defendants.  
24  
25

No. CR 17-00404(A) -AB-2

ORDER REGARDING RESTITUTION FOR  
DEFENDANT JOHN BRINSON, JR., AND  
TAKING MAY 20, 2022, RESTITUTION  
HEARING OFF CALENDAR

26 The Court has read and considered the Stipulation Regarding  
27 Restitution for Defendant John Brinson, Jr., filed by the government  
28

1 and defendant John Richard Brinson Jr. on May 17, 2022. Based on the  
2 facts in the Stipulation and FOR GOOD CAUSE SHOWN:

3 1. The Court finds that defendant is indigent and cannot pay  
4 the \$5,000 trafficking victims' special assessment;

5 2. Defendant shall pay restitution to Minor Victim 3 in the  
6 total amount of \$118,145, as set follows:

7 a. For Minor Victim 3's future therapy costs, defendant  
8 shall pay the amount of \$96,000. Funds for future therapy costs will  
9 be paid via the clerk's office to Carol L. Hepburn in trust for Minor  
10 Victim 3 and to be forwarded by Ms. Hepburn to a pooled trust  
11 fiduciary such as Secured Futures, which will act as a fiduciary and  
12 hold the funds in a special-needs trust that will allow Minor Victim  
13 3 to preserve or obtain eligibility for government benefits based  
14 upon his disabilities or upon his family's financial status. Such  
15 funds shall be held by the fiduciary until Minor Victim 3 turns 18  
16 years of age at which time any funds remaining shall be paid to Minor  
17 Victim 3 absent further court order. At no time shall such funds  
18 become available to Minor Victim 3 or his parents or placed in their  
19 possession or control, except as provided herein. Counsel for Minor  
20 Victim 3 may act as Grantor for setting up the pooled trust. Minor  
21 Victim 3, through his counsel, mother, or primary physical custodian  
22 may request that the fiduciary apply the money held in trust for  
23 special needs and enrichment services and activities including but  
24 not limited to therapy fees, specialized child care costs,  
25 educational costs, and/or extracurricular activities costs beyond  
26 what may be allowed by any public benefit allotments;

27 b. For Minor Victim 3's mother's lost wages/child-care  
28 costs, Defendant shall pay the amount of \$10,400. Funds for lost

1 wages/child-care costs will be paid via the clerk's office to Carol  
2 L. Hepburn in trust for Minor Victim 3's mother;

3 c. For attorneys' fees incurred by Minor Victim 3's  
4 mother's and father's counsel, Defendant shall pay the amount of  
5 \$11,745, with \$7,155 to be paid to Carol Hepburn and \$4,590 to be  
6 paid to Deborah Bianco. Funds for attorneys' fees will be paid via  
7 the clerk's office to Carol L. Hepburn;

8 3. Defendant shall be held joint and severally liable with the  
9 three other defendants in this case for the full amount of the  
10 restitution ordered for Minor Victim 3;

11 4. If the defendant makes a partial payment, each payee shall  
12 receive approximately proportional payments unless another priority  
13 order or percentage payment is specified in the amended judgment;

14 5. Restitution shall be due during the period of imprisonment,  
15 at the rate of not less than \$25 per quarter, and pursuant to the  
16 Bureau of Prisons' Inmate Financial Responsibility Program; and

17 6. The clerk should mail all restitution payments received for  
18 Minor Victim 3 to Carol L. Hepburn at P.O. Box 17718, Seattle, WA  
19 98127.

20 7. Pursuant to 18 U.S.C. § 3664(f)(1), defendant will pay  
21 restitution during the period of imprisonment at the rate of not less  
22 than \$25 per quarter, and pursuant to the Bureau of Prisons' Inmate  
23 Financial Responsibility Program. If any restitution amount remains  
24 unpaid after release from custody, nominal monthly payments of at  
25 least 10% of defendant's gross monthly income but not less than \$100,  
26 whichever is greater, shall be made during the period of supervised  
27 release and shall begin 30 days after the commencement of  
28 supervision.

8. Defendant shall not have to pay interest on his restitution payments because he is indigent pursuant to 18 U.S.C. § 3612(f)(3)(A).

9. An amended judgment and commitment order consistent with the terms of this Order shall be issued forthwith.

10. The restitution hearing currently set for May 20, 2022, will be taken off calendar.

IT IS SO ORDERED.

May 18, 2022

DATE

André B.

THE HONORABLE ANDRÉ BIROTTE JR.  
UNITED STATES DISTRICT JUDGE

CC: Fiscal

Presented by:

/s/

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DEVON MYERS

Assistant United States Attorney